

From the INTERNATIONAL BUREAU

**PCT**NOTIFICATION OF THE RECORDING  
OF A CHANGE(PCT Rule 92bis.1 and  
Administrative Instructions, Section 422)

To:

SCARFONE, Maria Adelaide  
c/o Studio Rubino S.A.S. Di Rubino Giuseppe & C.  
Viale Tommaso Campanella, 67  
I-88100 Catanzaro  
ITALIE

Date of mailing (day/month/year)

11 December 2006 (11.12.2006)

Applicant's or agent's file reference

36003

## IMPORTANT NOTIFICATION

International application No.

PCT/IT2005/000038

International filing date (day/month/year)

26 January 2005 (26.01.2005)

## 1. The following indications appeared on record concerning:

☒ the applicant☒ the inventor☐ the agent☐ the common representative

Name and Address

CARBONE SALVATORE

Via Strada, 12

I-88100 Catanzaro

Italy

State of Nationality

IT

State of Residence

IT

Telephone No.

Facsimile No.

Teleprinter No.

## 2. The International Bureau hereby notifies the applicant that the following change has been recorded concerning:

☐ the person☒ the name☐ the address☐ the nationality☐ the residence

Name and Address

CARBONE Salvatore

Via Strada, 12

I-88100 Catanzaro

Italy

State of Nationality

IT

State of Residence

IT

Telephone No.

Facsimile No.

Teleprinter No.

## 3. Further observations, if necessary:

The change requested in your fax sent on November 09, 2006 has been recorded (see Box 2).

## 4. A copy of this notification has been sent to:

☒ the receiving Office☐ the International Searching Authority☐ the International Preliminary Examining Authority☒ the designated Offices concerned☐ the elected Offices concerned☐ other:The International Bureau of WIPO  
34, chemin des Colombettes  
1211 Geneva 20, Switzerland

Facsimile No. +41 22 338 82 70

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# PATENT COOPERATION TREATY

# PCT

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

(Chapter I of the Patent Cooperation Treaty)

(PCT Rule 44bis)

Applicant's or agent's file reference 36003	<b>FOR FURTHER ACTION</b>	See item 4 below
International application No. PCT/IT2005/000038	International filing date ( <i>day/month/year</i> ) 26 January 2005 (26.01.2005)	Priority date ( <i>day/month/year</i> ) 26 January 2004 (26.01.2004)
International Patent Classification (8th edition unless older edition indicated) See relevant information in Form PCT/ISA/237		
Applicant CARBONE SALVATORE		

1. This international preliminary report on patentability (Chapter I) is issued by the International Bureau on behalf of the International Searching Authority under Rule 44 *bis*.1(a).
  2. This REPORT consists of a total of 5 sheets, including this cover sheet.
- In the attached sheets, any reference to the written opinion of the International Searching Authority should be read as a reference to the international preliminary report on patentability (Chapter I) instead.

3. This report contains indications relating to the following items:

- |                                     |              |   |
|-------------------------------------|--------------|---|
| <input checked="" type="checkbox"/> | Box No. I    | Basis of the report   |
| <input type="checkbox"/>            | Box No. II   | Priority  |
| <input type="checkbox"/>            | Box No. III  | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability  |
| <input type="checkbox"/>            | Box No. IV   | Lack of unity of invention  |
| <input checked="" type="checkbox"/> | Box No. V    | Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/>            | Box No. VI   | Certain documents cited   |
| <input type="checkbox"/>            | Box No. VII  | Certain defects in the international application  |
| <input type="checkbox"/>            | Box No. VIII | Certain observations on the international application   |

4. The International Bureau will communicate this report to designated Offices in accordance with Rules 44bis.3(c) and 93bis.1 but not, except where the applicant makes an express request under Article 23(2), before the expiration of 30 months from the priority date (Rule 44bis .2).

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland  Facsimile No. +41 22 338 82 70	Date of issuance of this report 27 July 2006 (27.07.2006)  Authorized officer  <div style="text-align: center; font-weight: bold; font-size: 1.2em;">Simin Baharlou</div>  e-mail: pt09@wipo.int
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# PATENT COOPERATION TREATY

From the  
INTERNATIONAL SEARCHING AUTHORITY

REC'D 08 JUN 2005

WIPO

PCT

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To:

4/8

see form PCT/ISA/220

## WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY (PCT Rule 43bis.1)

Date of mailing  
(day/month/year) see form PCT/ISA/210 (second sheet)

Applicant's or agent's file reference  
see form PCT/ISA/220

**FOR FURTHER ACTION**  
See paragraph 2 below

International application No.  
PCT/IT2005/000038

International filing date (day/month/year)  
26.01.2005

Priority date (day/month/year)  
26.01.2004

International Patent Classification (IPC) or both national classification and IPC  
A63B21/078, G09F23/00

Applicant  
CARBONE SALVATORE

### 1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

### 2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will usually be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA"). However, this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of three months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

### 3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA:



European Patent Office  
D-80298 Munich  
Tel. +49 89 2399 - 0 Tx: 523656 epmu d  
Fax: +49 89 2399 - 4465

Authorized Officer

Squeri, M

Telephone No. +49 89 2399-8417



**WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING AUTHORITY**

International application No.  
PCT/IT2005/000038

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**Box No. I Basis of the opinion**

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1. With regard to the **language**, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.  
☐ This opinion has been established on the basis of a translation from the original language into the following language , which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).
2. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
  - a. type of material:  
☐ a sequence listing  
☐ table(s) related to the sequence listing
  - b. format of material:  
☐ in written format  
☐ in computer readable form
  - c. time of filing/furnishing:  
☐ contained in the international application as filed.  
☐ filed together with the international application in computer readable form.  
☐ furnished subsequently to this Authority for the purposes of search.
3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

**WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING AUTHORITY**

International application No.  
PCT/T2005/000038

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**Box No. V Reasoned statement under Rule 43bis.1(a)(I) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**

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**1. Statement**

Novelty (N)	Yes: Claims	4,11
	No: Claims	1-3,5-10,12-14
Inventive step (IS)	Yes: Claims	
	No: Claims	1-14
Industrial applicability (IA)	Yes: Claims	1-14
	No: Claims	

**2. Citations and explanations**

**see separate sheet**

**WRITTEN OPINION OF THE  
INTERNATIONAL SEARCHING  
AUTHORITY (SEPARATE SHEET)**

International application No.

PCT/IT2005/000038

Reference is made to the following documents:

- D1: US 2003/114277 A1 (CAPIZZO KEVIN) 19 June 2003 (2003-06-19)
- D2: US-A-6 086 520 (RODRIQUEZ ET AL) 11 July 2000 (2000-07-11)
- D3: US-A-5 989 166 (CAPIZZO ET AL) 23 November 1999 (1999-11-23)
- D4: US-B1-6 558 299 (SLATTERY J. PATRICK) 6 May 2003 (2003-05-06)
- D5: US 2002/077224 A1 (SLAWINSKI MICHAEL D ET AL) 20 June 2002 (2002-06-20)
- D6: US-A-5 989 164 (KULLMAN ET AL) 23 November 1999 (1999-11-23)
- D7: US-A-5 823 921 (DAWSON ET AL) 20 October 1998 (1998-10-20)

1. Document D1 describes a gym work-out equipment with a moveable bench 104 and an assist mobile system of arms 1, 2 anticipating the whole subject-matter of claim 1. The subject-matter of claim 1 is, therefore, not new in the sense of Article 33(2) PCT.
2. Each of the documents D2 - D7, considered independently from D1, also discloses a gym work-out equipment with a moveable bench and an assist mobile system of arms anticipating the whole subject-matter of claim 1. Therefore, these documents also destroy the novelty of claim 1.
3. Dependent claims 2-14 do not appear to contain any additional features which, in combination with the features of any claim to which they refer, meet the requirements of the PCT with respect to novelty and/or inventive step.